IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION No. 2836 OF 2006

Vasant Namdeo Bichukale Petitioner

Vs.

Sri Laxman K. Dhobale & Anr. Respondents

Sri V. M. Parshuram, advocate i/b Shri U. R. Agandsurve for the petitioner.

Sri S. G. Deshmukh, advocate for respondent No.1.

Sri S. S. Pednekar, APP for respondent No.2.

CORAM : SRI R.M.S. KHANDEPARKAR &
SRI A.A. SAYED, JJ.

DATE : DECEMBER 11, 2007.

P.C.

. Heard. The grievance of the petitioner is that the respondent by misusing his power in the ministry has gathered huge properties and a Trust is created by him. In that regard, attention is sought to be drawn to the complaint, stated to have been lodged by the petitioner on 4th September 2005 to the Crime department of police at Pune. Bare perusal of the said complaint nowhere discloses any act which could reveal

any cognizable offence for the purpose of investigation by the police. Undoubtedly, if there is any illegalities committed in the matter of administration of the Trust, including in relation to the financial matters thereof, nothing prevents the petitioner from approaching the Charity Commissioner for necessary action. However, in the absence of any cognizable offence being disclosed, question of directing any investigation under the Code of Criminal Procedure does not arise. Hence, the petition fails and is hereby rejected.

Sd/-
[R.M.S. KHANDEPARKAR, J.]

Sd/-
[A. A. SAYED,J.]